

ACCUSATION

CASE NUMBER: **04HP080**

The CHRB hereby files an accusation against **Joseph A. Herrick** for violation of CHRB Rule **1843 (a) & (d)**

Medication, Drugs and Other Substances, and 1887 (a) Trainer to Insure Condition of Horse

. The person named in this accusation holds a license as a **Trainer**, license number **244384**. The offense alleged

occurred on or about **May 16, 2003** and

is as follows:

On May 16, 2003 the horse "Charming Boy" trained by Joseph A. Herrick was post race tested (sample N 30195), after finishing 2nd in the 5th race at Hollywood Park. Sample N 30195 was tested by Truesdail Laboratories, Inc. and as reported by Norman Hester, Ph.D., Technical Director, found to contain the Class 3 drug substance Clenbuterol.

As the drug substance found is prohibited as defined by California Horse Racing Board Rule 1843.1(b) Prohibited Drug Substances, CHRB Rule 1859.5 Disqualification Upon Positive Test Finding is also applicable.

Pursuant to Business and Professions Code Section 19420, 19440, and CHRB Rules, the stewards are empowered to impose penalties for violation of any provision of the CHRB Rules. Such penalties may consist of suspension of any license, fines, and exclusion from all racing enclosures under the jurisdiction of the Board or by any combination of these penalties.

Date : March 10, 2005	Accuser : California Horse Racing Board
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NOTICE TO APPEAR

To **Joseph A. Herrick** you are hereby notified to appear before the Board of Stewards at the below listed location, date, and time.

Location: TBA	Date:	Time:
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You are entitled to reasonable notice of the hearing and reasonable time to prepare for the hearing. If you need additional time to prepare for the hearing, you must contact the Board of Stewards within 72 hours of receipt of this notice. All requests for a continuance must be in writing. You should be prepared to justify your request for additional time. Granting or denial of a request for additional time is within the sound discretion of the stewards. The hearing will be conducted in accordance with the GOVERNING PROCEDURES FOR HEARING BEFORE THE BOARD OF STEWARDS, a copy of which is attached to this Complaint and Notice to Appear.

Investigator	Date
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DISPOSITION OF CASE

The stewards have taken the following action on CASE NUMBER:

Steward	Date
Steward	Date
Steward	Date